

REMARKS

RESTRICTION

The Examiner requires restriction to one of the following invention groups:

I. Claims 8-9 and 13-16.

II. Claim 17.

III. Claims 18-19.

ELECTION WITH TRAVERSE

Applicants elect with traversal claims 8-9 and 13-16 of Group I.

Applicants note that the Examiner states that each of Groups I, II and III are classified in class 705, subclass 10.

Pursuant to MPEP Sections 803 and 806.05(c),

"If the search and examination of **>all the claims in an< application can be made without serious burden, the examiner must examine *>them< on the merits, even though **>they include< claims to independent or distinct inventions."

"To support a requirement for restriction >between

combination and subcombination inventions<, both two-way distinctness and reasons for insisting on restriction are necessary, i.e., there would be a serious search burden as evidenced by separate classification, status, or field of search. See MPEP § 808.02."

Applicants contend that searching Invention Groups I, II and III in the same class 705 and subclass 10 would present no serious burden to the Examiner and, therefore, pursuant to MPEP section 803 must be examined on the merits even though they may include claims to independent or distinct inventions.

CORRESPONDENCE ADDRESS

Applicants submitted a correspondence address change (by upload to customer number 44755) in June 2004 which, apparently, was refused entry because the undersigned attorney did not have power in the case.

The Declaration and Power originally filed clearly includes the undersigned as an attorney of record with power to transact business in the USPTO.

As a result of this error, the Office Action of 13 Sep 2005 was mailed to the wrong address and returned to the USPTO as undeliverable. Applicants attorney became aware of the Office Action of 13 Sep 2005 on 1 Nov 2005 upon checking PAIR and noting the wrong correspondence address, and finds himself with the necessity to petition for a 1 month

extension of time.

Another change of correspondence address has been submitted to the Office, again correcting the address to which Office actions are to be directed, which is the address set forth below.

Applicant's attorney requests that the Examiner call the undersigned in the event that the change of correspondence address is again refused entry, and the next Office Action will be not be mailed to the address set forth below, so that he may be reminded to access PAIR and copy out and respond timely to that Action.

SUMMARY AND CONCLUSION

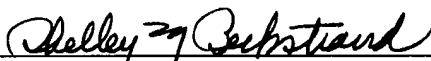
Applicants request that the Restriction requirement be reconsidered and withdrawn.

If, in the opinion of the Examiner, a telephone conversation with applicant(s) attorney could possibly facilitate prosecution of the case, he may be reached at the number noted below.

Sincerely,

R. F. BARNARD, ET AL.

By


Shelley M. Beckstrand
Reg. No. 24,886

Date: 4 Nov 2005

Shelley M Beckstrand, Esq. P.C.
Patent Attorney
61 Glenmont Road
Woodlawn, VA 24381

Phone: 276 238-1972